

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

832A0691

HOUSE ENGROSSED NO. **HB1213** - 2/13/97

Introduced by: Representatives Cutler, Apa, Brooks, Gabriel, Hagg, Jorgensen, and Schrempp
and Senators Halverson, Aker, Flowers, Rounds, and Whiting

1 FOR AN ACT ENTITLED, An Act to provide a penalty for strikes by public employees.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 3-18-10 be amended to read as follows:

4 3-18-10. No public employee ~~shall~~ may strike against the State of South Dakota, any of the
5 political subdivisions ~~thereof~~ of the state, any of its authorities, commissions, or boards, the
6 public school system, or any other branch of the public service. ~~Provided, however, that~~
7 However, nothing ~~contained~~ in this chapter ~~shall be construed to limit, impair or affect, limits,~~
8 impairs, or affects the right of any public employee to the expression or communication of a
9 view, grievance, complaint, or opinion on any matter related to the conditions or compensation
10 of public employment or their betterment with the full, faithful, and proper performance of the
11 duties of employment. Any person who violates this section is subject to a civil penalty of up to
12 one thousand dollars for each day of violation. The governing boards of the state and its political
13 subdivisions may seek enforcement of civil penalties in circuit court. All moneys recovered shall
14 be paid to the affected governmental entity. However, any person bringing the action may
15 recover all costs, expenses, and attorneys fees expended to enforce this section.

1 **BILL HISTORY**

2 1/31/97 First read in House and referred to Judiciary. H.J. 241

3 2/10/97 Scheduled for Committee hearing on this date.

4 2/10/97 Judiciary Do Pass Amended, AYES 9, NAYS 4.

5 2/12/97 Motion to Amend. H.J. 452

6 2/12/97 Motion to Amend. H.J. 453

7 2/12/97 House of Representatives Do Pass Amended, AYES 55, NAYS 10. H.J. 453